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REMARKS

The present response is intended to be fully responsive to all points of objection and/or rejection raised by the Examiner and is believed to place the application in condition for allowance. Favorable reconsideration and allowance of the application is respectfully requested.

Applicants assert that the present invention is new, non-obvious and useful. Prompt consideration and allowance of the claims is respectfully requested.

Status of Claims

Claims 1 through 51 are pending in the application. Claims 1 through 51 have been rejected. Claims 40 and 51 have been amended.

Applicant respectfully asserts that the amendments to the claims add no new matter.

CLAIM REJECTIONS

35 U.S.C. § 112 Rejections

In the Office Action, the Examiner rejected claims 27-31, 40 and 51 under 35 U.S.C. § 112, second paragraph, for allegedly being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicant regards as the invention. More specifically, the Examiner rejected claim 27 for including the sub-step of "sending said data as remote direct memory access messages to memory of at least one remote node having multi-channel reliable network hardware" which is part of the step of "converting a session of packet-oriented traffic into transactions comprising remote direct memory access messages" (claim 25). The Examiner stated that it was not clear how the step of "sending" (claim 27) could be part of the step of "converting" (claim 25).

Applicant respectfully points out that the step of "converting" refers to "a session of packet-oriented traffic [to be converted] into *transactions*." Transactions inherently include an exchange of something, and "sending" and/or "receiving" is usually an element of any

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exchange. Thus, Applicant does not understand the basis for the Examiner's 35 U.S.C. § 112 rejection of claim 27 and respectfully requests its withdrawal.

The Examiner rejected claims 28 through 31 under 35 U.S.C. § 112 due to their dependence on claim 27. For the same reasons stated for claim 27, Applicant respectfully requests that these rejections be withdrawn.

The Examiner rejected claims 40 and 51 under 35 U.S.C. § 112 based on the fact that they included the limitation of "socket transactions," which limitation could not be expressly found in the specification of the application. Although the limitation of "socket transactions" is inherent in the specification and is part of the disclosure as filed (i.e. due to its inclusion in the claims as filed), in the interest of expediting the prosecution of the present application, Applicant has amended claims 40 and 51 to remove the limitation of "socket transactions." Accordingly, Applicant respectfully asserts that these amendments render claims 40 and 51 proper under 35 U.S.C. § 112 and request that the rejections be withdrawn.

35 U.S.C. § 103 Rejections

In the Office Action, the Examiner rejected claims 1 through 51 under 35 U.S.C. § 103(a), as being unpatentable over various combinations of references to be further elaborated upon below.

Applicants respectfully traverse the rejection because a prima facie case of obviousness has not been established by the Examiner. An obviousness rejection requires a teaching or a suggestion by the relied upon prior art of all the elements of a claim (M.P.E.P. §2142). As is well established, if the Examiner relies upon more than one reference to support an obviousness type rejection, the Examiner must show some motivation to combine the references – either expressly in the references or in the field.

Applicant respectfully points out that contrary to the established requirements for a prima facie case of obviousness, in support of the Examiner's 103 rejections, the Examiner attempts to combine numerous unrelated references by merely stating that it would have been obvious for one of ordinary skill in the art seeking to speed up data transfer across distributed networks to combine the unrelated references so as to achieve the claimed invention.

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Furthermore, the Examiner relied upon portions from the "summary of invention" section of the Applicant's own application as prior art to be used in combination with the cited references – which appears to be improper.

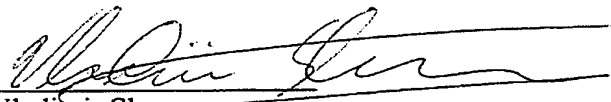
Applicants note that none of the amendments to the claims herein are in response to the above discussed prior art rejections.

In view of the foregoing amendments and remarks, the pending claims are deemed to be allowable. Their favorable reconsideration and allowance is respectfully requested.

Should the Examiner have any question or comment as to the form, content or entry of this Amendment, the Examiner is requested to contact the undersigned at the telephone number below. Similarly, if there are any further issues yet to be resolved to advance the prosecution of this application to issue, the Examiner is requested to telephone the undersigned counsel.

Please charge any fees associated with this paper to deposit account No. 50-3400.

Respectfully submitted,


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